

AO 120 (Rev. 3/04)

TO: **Mail Stop 8**
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**REPORT ON THE
 FILING OR DETERMINATION OF AN
 ACTION REGARDING A PATENT OR
 TRADEMARK**

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been
 filed in the U.S. District Court Delaware on the following ☒ Patents or ☐ Trademarks:

DOCKET NO. 06cv311	DATE FILED 5/11/2006	U.S. DISTRICT COURT DISTRICT OF DELAWARE	
PLAINTIFF NICE Systems Inc., a Delaware Corporation; NICE Systems Ltd., and Israeli Corporation		DEFENDANT Witness Systems Inc., a Delaware Corporation	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK		HOLDER OF PATENT OR TRADEMARK
1 5,274,738	12/28/1993		Dictaphone Corporation
2 5,396,371	3/7/1995		Dictaphone Corporation
3 5,819,005	10/6/1998		Dictaphone Corporation
4 US 6,249,570 B1	6/19/2001		David A. Glowny
5 US 6,728,345 B2	4/27/2004		Dictaphone Corporation
US 6,775,372 B1	8/10/2004		Dictaphone Corporation
US 6,785,370 B2	8/31/2004		Dictaphone Corporation
US 6,870,920 B2	3/22/2005		Dictaphone Corporation
US 6,959,079	10/25/2005		NICE Systems Ltd.
US 7,010,109 B2	3/7/2006		NICE Systems Ltd.

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading		
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK		HOLDER OF PATENT OR TRADEMARK
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT See Attached Order
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CLERK PETER T. DALLEO, CLERK OF COURT	(BY) DEPUTY CLERK <i>Heidi M. Selinger</i>	DATE 8/15/2008
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

NICE SYSTEMS, INC. and
NICE SYSTEMS, LTD.,

Plaintiffs,

v.

WITNESS SYSTEMS, INC.,

Defendant.

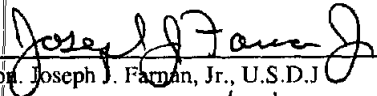
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Civil Action No.: 06-311-JJF

ORDER ON JOINT MOTION TO DISMISS

Before the Court is the parties' Joint Motion to Dismiss. After considering the Motion and finding that good cause exists for the granting of same, it is hereby ORDERED that this action is DISMISSED WITH PREJUDICE as to the re-filing of same, that Defendants' counterclaims against Plaintiff are DISMISSED WITH PREJUDICE, and that each party shall bear their own costs and fees.

The Court shall retain jurisdiction over the parties and shall have the authority, among other things, to interpret and enforce the parties' settlement agreement.


Hon. Joseph J. Farnan, Jr., U.S.D.J.

8/13/08